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jc961 U.S. PTO

06-04-01
GIRARD & EQUITZ LLP
400 Montgomery Street, Suite 1110, San Francisco, CA 94104
415/433-2250

A
J1017 U.S. PTO
09/872684
06/01/01

Address to:

Box PATENT APPLICATION
Commissioner for Patents
Washington, D.C. 20231

Attorney's Docket No. NSC1-D3620
P03801 D02]
First Named Inventor Shelley Cheng

UTILITY PATENT APPLICATION TRANSMITTAL
(under 37 CFR 1.53(b))

SIR:

Transmitted herewith for filing is the patent application entitled:

RECEIVING DATA ON A NETWORKED COMPUTER IN A REDUCED POWER STATE

CERTIFICATION UNDER 37 CFR § 1.10

I hereby certify that this New Application and the documents referred to as enclosed herein are being deposited with the United States Postal Service on this date June 1, 2001, in an envelope bearing "Express Mail Post Office To Addressee" Mailing Label Number EL 727721323 US addressed to: Box Patent Application, Commissioner for Patents, Washington, D.C. 20231.

Jacob S. Zweig

(Name of person mailing paper)

Jacob Zweig
(Signature)

Enclosed are:

1. X Transmittal Form (two copies required)
2. The papers required for filing date under CFR § 1.53(b):
 - i. 30 Pages of specification (including claims and abstract);
 - ii. 7 Sheets of drawings.
 formal X informal
3. Declaration or oath
 - a. Newly executed (original or copy)
 - b. X Copy from a prior application (37 CFR 1.63(d))
(for continuation/divisional with Item 12 completed)

X Incorporation By Reference (to be used if Item 3b is checked)

The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under Item 3b, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference therein.

DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b)

4. Microfiche Computer Program (Appendix, see 37 CFR 1.96)
5. Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)

ACCOMPANYING APPLICATION PARTS

6. ☐ An assignment of the invention to ☐ is attached (including Form PTO-1595).
☒ The prior application is assigned of record to NATIONAL SEMICONDUCTOR CORPORATION;
Assignment recorded in PTO on June 8, 1998, at Reel 9242, Frame 0744.
☐ The prior application is assigned, and the assignment (copy attached) was submitted to PTO for recording on ☐.
i. ☐ 37 CFR 3.73(b) Statement (when there is an assignee)

7. ☐ Power of Attorney

8. ☒ An Information Disclosure Statement (IDS) is enclosed, including a PTO-1449.

9. ☒ Preliminary Amendment.

10. ☒ Return Receipt Postcard (MPEP 503 -- should be specifically itemized)

11. ☒ Other -- Nonpublication Request Under 35 U.S.C. 122(b)(2)(B)(i)

12. If a CONTINUING APPLICATION, check appropriate box and supply the requisite information

- ☐ Continuation
☒ Divisional
☐ Continuation-In-Part (CIP)

of immediately prior application No. **09/048,468**, filed **March 26, 1998**.

- i. RELATE BACK - 35 USC 120: If one of the above boxes are checked, please amend the specification by inserting before the first line the sentence: --This is a ☐ continuation ☒ divisional of Application no. 09/048,468, filed March 26, 1998.--

[Note to form user: lines for item 12 are intentionally spaced to permit Examiner amendments.]

- ii. MAINTENANCE OF COPENDENCY OF PRIOR APPLICATION
(This item must be completed and the necessary papers filed in the prior application if the period set in the prior application has run).

☒ A petition, fee and response has been filed to extend the term in the pending prior application until June 20, 2001.

☒ A copy of the petition for extension of time in the prior application is attached.

- iii. CONDITIONAL PETITIONS FOR EXTENSION OF TIME IN PRIOR APPLICATION
(Complete this item and file conditional petition in prior application if previous item (ii) not applicable).

☐ A conditional petition for extension of time is being filed in the pending prior application.

☐ A copy of the conditional petition for extension of time in the prior application is attached.

13. FOREIGN PRIORITY

- ☐ Priority of application no. ☐ filed on ☐ in ☐ is claimed under 35 USC 119.
☐ English Translation Document (if applicable)

09/048,468

14. FEE CALCULATION

- a. ☒ A preliminary amendment changing number of claims or deleting multiple dependencies is enclosed.
- b. ☒ Cancel in this application original claims 1-13 and 22-45 of the prior application before calculating the filing fee.

CLAIMS AS FILED

	Number Filed	Number Extra	Rate	Basic Fee (\$710)
Total Claims	8 - 20	*	x \$18.00	0
Independent Claims	1 - 3	*	x \$80.00	0
Multiple dependent claim(s), if any			\$270.00	

*If less than zero, enter "0".

Filing Fee Calculation\$710.00

50% Filing Fee Reduction (if applicable)\$

15. Small Entity Status

- a. ☐ A small entity statement is enclosed.
- b. ☐ A small entity statement was filed in the prior nonprovisional application and such status is still proper and desired.
- c. ☐ is no longer claimed.

16. Other Fees

- ☐ Recording Assignment [\$40.00]\$
- ☐ Other fees\$
- Specify

Total Fees Enclosed\$710.00

17. Payment of Fees

- ☒ A check in the amount of \$710.00 is enclosed.
- ☐ Charge Account No. 50-1697 in the amount of .
- A duplicate of this transmittal is attached.**

18. All correspondence regarding this application should be forwarded to the undersigned attorney:

Alfred A. Equitz
Girard & Equitz LLP
400 Montgomery Street, Suite 1110
San Francisco, CA 94104
Telephone: 415/433-2250
Facsimile: 415/433-2255

19. Authorization to Charge Additional Fees

- ☒ The Commissioner is hereby authorized to charge any additional fees (or credit any overpayment) associated with this communication and which may be required under 37 CFR § 1.16 or § 1.17 to Account No. 50-1697. **A duplicate of this transmittal is attached.**

GIRARD & EQUITZ LLP

June 1, 2001
(Date)

Attorney Docket No. NSC1-D3620
[P03801 D02]

By:

Alfred A. Equitz
Alfred A. Equitz
Registration No. 30,922
Attorney(s) or Agent(s) of Record

~~A3~~

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office; U. S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

First Named Inventor	SHELLEY CHENG
Title	RECEIVING DATA ON A NETWORKED COMPUTER IN A REDUCED POWER STATE
Atty Docket Number	NSC1-D3600 [P03801]

I hereby request that the attached application not be published under 35 U.S.C. 122(b).

Date _____

Alfred A. Egan
Signature

Typed or printed name

Applicant may rescind this nonpublication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**

Burden Hour Statement: This collection of information is required by 37 CFR 1.213(a). The information is used by the public to request that an application not be published under 35 U.S.C. 122(b) (and the PTO to process that request). Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This form is estimated to take 6 minutes to complete. This time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. **DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.**

COPY

Express Mail Number **EL 727721323 US**

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

J1017 U.S. PTO
09/872684
06/01/01

In re Patent Application of

SHELLEY CHENG

Application No. 09/048,468

Filed: March 26, 1998

For: **RECEIVING DATA ON A
NETWORKED COMPUTER IN A
REDUCED POWER STATE**

Group Art Unit: 2756

Examiner: A. Romero

**PETITION FOR A TWO MONTH
EXTENSION OF TIME TO
RESPOND UNDER 37 C.F.R.
§ 1.17 (a) (2)**

400 Montgomery Street, Suite 1110
San Francisco, CA 94104
(415) 433-2250

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Box AF, Assistant Commissioner for Patents, Washington, DC 20231, on June 1, 2001.

GIRARD & EQUITZ LLP

Date: 06/01/01

By: Marsha A. Townsend
Marsha A. Townsend

Box AF

Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

Applicant hereby petitions for a two month extension of time to file an Appellant's Brief in the above-referenced patent application. The Appellant's Brief (in triplicate) is filed herewith. Please find enclosed a check in the amount of \$390.00 to cover the extension fee.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment to Deposit Account No. 50-1697. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

GIRARD & EQUITZ LLP

Dated: 6/1/01 By: Alfred A. Equitz
Alfred A. Equitz
Reg. No. 30,922

Attorneys for Applicant(s)

Attorney Docket No. NSC1-D3600 [NS3801]